

GOVERNMENT OF TELANGANA
ABSTRACT

CA,F&CS Dept., - Legal Metrology – Failure to stop doing business by Sri Meesala Ramakrishna Proprietor of M/s Sri Raghavendra Jewellery, Kothagudem with unverified Electronic Weighing Machine, unverified Weights and without valid license - Departmental Proceedings instituted against Sri K. Manohar, District Legal Metrology Officer, Kothagudem, under Rule-20 of the Telangana Civil Services (Classification, Control and Appeal) Rules'1991 – Articles of charges - Issued.

CONSUMER AFFAIRS, FOODS & CIVIL SUPPLIES (CS.II.Vig) DEPARTMENT

G.O.Rt.No. 24

Dated: 31-05-2021

Read:

ORDER:

It is proposed to hold an enquiry against Sri K. Manohar, District Legal Metrology Officer, Kothagudem, in accordance with the procedure laid down in Rule 20 of the Telangana Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The statement of articles of charges and statement of imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed (Annexure-I & II). A list of documents by which and a list of witnesses by whom, the articles of charges proposed to be sustained are also enclosed (Annexure III & IV).

3. Sri K. Manohar, District Legal Metrology Officer, Kothagudem, is directed to submit his written Statement of defense, within 10 days from the date of receipt of this order.

4. Sri K. Manohar, District Legal Metrology Officer, Kothagudem, is informed that an inquiry will be held only in respect of the those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K. Manohar, District Legal Metrology Officer, Kothagudem, is further informed that if he does not submit his written statement of defense on or before the date specified in para-3 above, further will be processed based on the material available.

6. Attention of Sri K. Manohar, District Legal Metrology Officer, Kothagudem, is invited to Rule 24 of the Telangana Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri K. Manohar, District Legal Metrology Officer, Kothagudem, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Telangana Civil Service (Conduct) Rules, 1964.

(PTO)

::2::

7. The Controller of Legal Metrology, Telangana, Hyderabad is directed to make available the documents related to the case, for perusal to the above said Sri K. Manohar, District Legal Metrology Officer, Kothagudem, if he chooses so, on his written representation, within the stipulated time.

8. The receipt of the G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

V. ANIL KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT

To
Sri K. Manohar, District Legal Metrology Officer, Kothagudem,
through the CLM, TS, Hyd.
The Controller of Legal Metrology, Telangana, Hyderabad.

Copy to:

The General Administration (V&E) Department,
Telangana,
Hyderabad.(W.r.t. V.R.No. 134,
(C.No.126/V&E/R1/2020),
dt.19.11.2020)

SC

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE - I

Statement of articles of charge framed against Sri K. Manohar,
District Legal Metrology Officer, Kothagudem.

Charge :

“That the said Sri K.Manohar, DLMO, Kothagudem, has failed to take action against M/s Sri Raghavendra Jewellery, Chinna Bazar, Kothagudem for using the unverified Weights & Measures which is an offence Under Section 24 & 25 of Legal Metrology Act & Rules and he had inspected the shop only after V&E Officials have made queries in the letter addressed to the DLMO, Kothagudem, which shows his gross negligence and dereliction of duties.

That, by his above mentioned act he has exhibited lack of integrity, devotion and dedication to his legitimate duties and thereby contravened Rule 3 of TCS (Conduct) Rules 1964”.

Thus the Charge”.

ANNEXURE - II

Statement of imputations in support of the articles of charges framed against Sri K. Manohar, District Legal Metrology Officer, Kothagudem

Basis of charge:-

The V&E officials have conducted detailed enquiry on the following allegation, and submitted Vigilance Report No.134, dt.19.11.2020 :

Allegation:

The main allegations is that Sri Meesaala Ramakrishna, Proprietor of M/s Sri Raghavendra Jewellery, Chinna Bazar, Kothagudem town, Bhadradri Kothagudem District is doing Diamonds & Jewellery business in crores of rupees without having valid licenses and evading taxes to the Government

V&E Findings:

1. It is fact that Sri Meesaala Ramakrishna Proprietor of M/s Sri Raghavendra Jewellery is a petty dealer of Gold and Silver items.
2. He is purchasing Gold & Silver items and the same has been selling to the local customers and also makes Gold & Silver items on job work basis.
3. M/s Sri Raghavendra Jewellery is doing business with unverified Electronic Weighing Machine, unverified Weights and without valid license from legal metrology department.

The V&E department in their report have stated that on receipt of the complaint petition filed against Sri Meesala Ramakrishna, Prop of M/s. Sri Raghavendra Jewellery, Kothagudem, Chinna Bazar, Kothagudem Dist the Vigilance and Enforcement Department called for the report from Sri K. Manohar, DLMO, Kothagudem whether M/s. Sri Raghavendra Jewellery, doing business with unverified Electronic Weighing machine, unverified weights and without valid licence from the Legal Metrology Department. The DLMO, Kothagudem submitted reply to them vide his letter No.06/DLMO/KTDM-20, dt 6.10.2020 that they did not approach for verification of weights and measures used by them and on 6.10.2020 the officials of LM inspected the firm and registered a case for usage of unverified weight and measures in trade for violation of LM Act & Rules.

But, the version of Sri K.Manohar, District Legal Metrology Officer, Kothagudem is not convincing, since, he had failed to identify at initial stage and initiate action against the shop M/s Sri Raghavendra Jewellery, Chinna Bazar, Kothagudem for using the unverified Weights & Measures in trade which is an offence under section 24 & 25 of Legal Metrology Act & Rules and he had conducted inspection only after the letter communicated by the V&E Department.

The action of the DLMO, Kothagudem shows that with out proper conducting inspections in his jurisdictions, he given scope to the erring trader to run business with unverified weights and without valid licence from the Department shows his gross negligence and grave misconduct under Rule 3 of TSCS(Conduct)Rules, 1964.

Hence, the charge.

ANNEXURE - III

List of documents by which the articles of charge framed against Sri K. Manohar, District Legal Metrology Officer, Kothagudem are proposed to be sustained.

- (1) From the G.A.(V&E) Dept, V.R.No. No. 134, (C.No.126/V&E/R1/2020), dt.19.11.2020.
- (2) From the Controller of Legal Metrology T.S., Hyd, Lr.No.1610/V/2020, dt.23.2.2021.

ANNEXURE – IV

List of witnesses by whom the articles of charge framed against Sri K. Manohar, District Legal Metrology Officer, Kothagudem are proposed to be sustained.

- NIL -